[Mr. A. C. Kuriakose.]

(*b*) whether it is a fact that when sanction to build churches is applied for, agreements are taken from the applicants to the effect that no cemetery will be opened without sanction;

(*c*) whether there is any circular demanding such an agreement; and

(*d*) if the answer to part (*c*) is in the affirmative, whether they will be pleased to lay a copy of the circular on the table?

(2) Will they be pleased to state:

(*a*) the authority under which such a circular was issued; and

(*b*) whether any such agreement for previous sanction is insisted upon in the case of non-Christian burials?

MR. T. P. RAMASUBBA AIYAR (*Ag. Chief Secretary to Government*): (1) (*a*) Construction of cemeteries alone in non-municipal areas does not require Government sanction, but when they are attached to places of public worship sanction of Government is necessary under Section 182 of the T. P. C. and Government Notification R. Dis. No. 241/30/Mis., dated the 17th March 1930 published at page 532 of Part I of the *Government Gazette* dated the 18th March 1930.

(*b*) Yes.

(*c*) All the Dewan Peishkars and the Commissioner, Devicolam, have been asked by Government to get agreements from the applicants that cemeteries would not be attached to places of public worship without the previous sanction of Government.

(*d*) A copy of the letter * is laid on the table.

(2) (*a*) Royal Proclamation, dated the 13th Vrischikam 1074, and Section 182 of the T. P. C.

(*b*) Yes.

Deepening the tanks in the Muvattupuzha and Todupuzha taluks.

352. **MR. TARIATU KUNJITOMMAN** (*Muvattupuzha cum Todupuzha*): Will the Government be pleased to state whether their attention has been devoted to the question of deepening the tanks which have been silted up and which have been originally used for purposes of irrigation in the Muvattupuzha and Todupuzha taluks?

MR. P. N. KRISHNA PILLAI (*Secretary to Government*): Yes.

Burial of dead bodies in the mosque compound at Muvattupuzha.

353. **MR. P. S. MAHOMED** (*Nominated*): Will the Government be pleased to state:

(*a*) whether they first demanded the petitioners who applied for sanction to build a mosque in the town of Muvattupuzha to write down that they should not bury dead bodies in the mosque compounds;

(*b*) whether the first application for sanction was rejected, as the people refused to agree to such condition;

(*c*) whether the matter was again brought before Mr. Watts, the then Dewan;

* *Vide* Appendix XLV—page 930.

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(*d*) whether he had made a personal local inspection of the mosque compound ;

(*e*) whether it is a fact that the sanction was given for the mosque without asking the petitioners to agree to the condition that they should not bury dead bodies in the mosque compound ;

(*f*) whether it is a fact that the Muslims of the place were ordered not to bury their dead bodies in the mosque compound ;

(*g*) whether it is a fact that the Muslims of the place have no burial ground within the town limits nor even near the town limits; and

(*h*) whether it is a fact that there are more Christian cemeteries than one within the heart of the town ?

MR. T. P. RAMASUBBA AIYAR (*Ag. Chief Secretary to Government*):

(*a*) In the face of the strong protest by the non-Mahomedan communities of the place, Government required the applicants to execute an agreement to the effect that the applicants or their successors in possession of the mosque will not at any time open a cemetery without the previous sanction of Government, and that they undertake for themselves and their successors that no hindrance will be caused to the religious processions of the non-Mahomedan communities of the locality passing in front of the mosque.

(*b*) The application was rejected as the applicants did not execute such an agreement.

(*c*) Yes; a deputation consisting of seven Muslim members of the Twenty-fourth Session of the Sri Mulam Popular Assembly was received by the Dewan, on the subject, and a fresh application was also presented by the applicants.

(*d*) Yes.

(*e*) The members of the deputation agreed not to open a cemetery, at the place, and their spokesman, Mr. Habeeb Mahomed, even specifically requested that sanction may be accorded for the mosque alone without a cemetery. Sanction was accordingly accorded to the applicants to put up a mosque without cemetery on 1 acre and 43 cents of lands comprised in Survey Nos. 863/6 and 862/12 of Mulavoor pakuti.

(*f*) Yes. The District Magistrate passed an order under Section 127 of the Cr. P. C. prohibiting the burial of dead bodies in the mosque compound and that order was made permanent by Government by their Notification R. O. C. No. 945/28/Mis., dated the 25th March 1929.

(*g*) No. In Muvattupuzha town there is a mosque with a cemetery at the Pettah side; there is another mosque with a cemetery at a distance of about a mile and a half from the mosque in question at a place called Permattom and another at Rendattumkara at the same distance from the town.

(*h*) The answer is in the negative.

MR. P. S. MAHOMED (*Nominated*) : ഒപ്പാട്ടിൽ പറയുന്നു "communities" എന്നു പറയുന്നുണ്ട്. അങ്ങനെ എത്ര "communities" ആണു് ഒപ്പാട്ടിൽ പറഞ്ഞിട്ടുള്ളതു്?

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MR. T. P. RAMASUBBA AIYAR (*Ag. Chief Secretary to Government*): ക്രിസ്ത്യാനികളും ഹിന്ദുക്കളും.

MR. P. S. MAHOMED (*Nominated*): ഹിന്ദുക്കൾ എത്രപേർ അങ്ങനെ പ്രൊട്ടസ്റ്റ് ചെയ്തു?

MR. T. P. RAMASUBBA AIYAR (*Ag. Chief Secretary to Government*): കുറെപേർ അങ്ങനെ പ്രൊട്ടസ്റ്റ് ചെയ്തു.

MR. P. S. MAHOMED (*Nominated*): അവിടെ ഹിന്ദുക്കൾ ഉള്ളതിൽ ബി. എൽ. പാസ്സായി നല്ല വിദ്യാഭ്യാസയോഗ്യതയുള്ള ഒരു ബ്രാഹ്മണനാണ് ഈ സ്ഥലം എഴുതിക്കൊടുത്തതെന്നറിയാമോ?

MR. T. P. RAMASUBBA AIYAR (*Ag. Chief Secretary to Government*): അങ്ങനെ ഒരു "objection" വന്നു എന്നല്ലാതെ വിദ്യാഭ്യാസയോഗ്യതയുള്ള ആളാണോ സ്ഥലം എഴുതിക്കൊടുത്തതെന്നും മറ്റും ഗവൺമെൻറ് നോക്കീട്ടില്ല.

MR. P. S. MAHOMED (*Nominated*): ഇങ്ങനെ പ്രൊട്ടസ്റ്റ് ചെയ്തതായിട്ടു റിക്കാഡു വല്ലതുമുണ്ടോ?

MR. T. P. RAMASUBBA AIYAR (*Ag. Chief Secretary to Government*): ഡൊച്ചൂട്ടേഷൻ വന്നു ദിവാൻജിയെ സന്ദർശിച്ച അവസരത്തിൽ നടന്നിട്ടുള്ള നോട്ട റിക്കാഡു ചെയ്തിട്ടുണ്ട്.

Small-pox in Alleppey town.

354. MR. P. S. MAHOMED (*Nominated*): (1) Will the Government be pleased to state whether they are aware:

(*a*) that the whole of Alleppey town is infected with small-pox; and

(*b*) that there are a large number of persons to be vaccinated?

(2) Will they be pleased to state whether the Sanitary Department has done anything to protect the people in the Alleppey town from infection?

(3) Are they aware that no doctor visits any small-pox patient in the hospital set apart for small-pox patients?

(4) Will they be pleased to consider the desirability of arranging a special medical officer for the small-pox section till the epidemic is over?

MR. T. P. RAMASUBBA AIYAR (*Ag. Chief Secretary to Government*): (1) (*a*) The Beach and Puthenangadi Wards are generally infected. There are sporadic cases in other wards.

(*b*) The number is not large.

(2) The Sanitary Commissioner has inspected the small-pox infected localities in the town and the infectious-diseases-hospital opened by the Municipality. He has approved of the arrangements made by the Council and has given further suggestions for the observance of the Council.

(3) A medical officer from the local District Hospital does visit the small-pox patients.

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